

IN THE CIRCUIT COURT OF  
RANDOLPH COUNTY, ALABAMA

CLIFFORD BAILY, CLIFFORD BLACK, )  
WESLEY CALHOUN, CURTIS DEASON, )  
RUTH GRAVES, MICKEY GRIZZARD, )  
JIMMY PERRY, HERBERT STANLEY SIKES,)  
And PHILLIP THOMPSON, )  
)

Plaintiffs, )  
)

vs. )

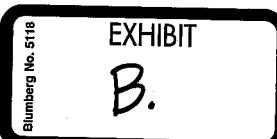
) CASE NUMBER: CV-06-145

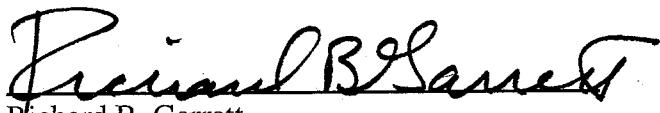
)  
MERCK & CO., INC., a foreign or )  
Domestic Corporation, DAVID SPARKMAN, )  
KATHERINE HOLMES, LORI LOVETT, )  
SCOTT BARTLETT, CORAL HARPER, )  
MELISSA SANTIAGO, HENRY MITCHAM, )  
JERRY PHARR, JASON DELK, CHARLES )  
HENDERSON, JAMES HOUSTON, JULIE )  
MELTON, JULIE HODGES, MELISSA )  
BAUER, NATASHA WALKER-MCGLOTHAM )  
RANDY WELLS, and the Defendants A, )  
B, C, D, E, X & Z whether singular or )  
plural, being those persons, firms or )  
entities who or which proximately )  
caused or contributed to the Plaintiff's )  
and Plaintiff's decedent's other harm )  
and the other damages as complained )  
of herein whose true names are )  
unknown to the Plaintiff but will be )  
added by amendment when correctly )  
ascertained, )

Defendants.

**NOTICE OF FILING NOTICE OF REMOVAL**

PLEASE TAKE NOTICE that Merck & Co., Inc. has this date filed its Notice of Removal in the Office of the Clerk of the United States District Court for the Middle District of Alabama a copy of which is attached hereto as **Exhibit A**.





Richard B. Garrett  
One of the Attorneys for Defendant,  
Merck & Co., Inc.

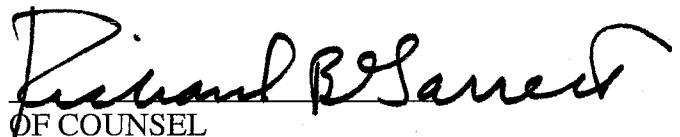
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**CERTIFICATE OF SERVICE**

I hereby certify that I have served the above and foregoing document upon all interested parties by placing a copy of same in the United States Mail, postage prepaid and properly addressed on this 30<sup>th</sup> day of October 2006, as follows:

James S. Hubbard  
Thomas J. Knight  
HUBBARD & KNIGHT  
1125 Noble Street  
Anniston, Alabama 36201



Richard B. Garrett  
OF COUNSEL